

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr. Rev. No. 786 of 2025

Nandlal Chaudhary, aged about 55 years, S/o Late

Prasad Chaudhary, R/o Village-Korta, P.O.-

Danda, P.S.-Danda, District-Garhwa, Jharkhand.

..... ... Petitioner

Versus

The State of Jharkhand

..... ... Opposite Party

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner : Mr. Ashish Gautam, Advocate.

For the State : Mr. Rakesh Kumar Sinha, A.P.P.

06/ 09.10.2025 Learned counsel appearing for the petitioner submits that the learned CJM, Garhwa by the judgment dated 29.03.2023, passed in connection with G.R. Case No. 1448 of 2015 arising out of Garhwa P.S. Case No. 270 of 2015 has convicted the petitioner for the offences under Sections 494 and 498-A of the Indian Penal Code and sentenced to undergo R.I. for two years and fine of Rs. 5,000/- for each of the offences with the default clause that in default of payment for each of the offences, the convict is further directed to undergo S.I. for three months. He further submits that the same has been challenged before the learned appellate court in Criminal Appeal No. 22 of 2023, and the learned appellate court has modified the order of the learned trial court by way of reducing the sentence to one year for the each of the offences along with a fine of Rs. One lakh to be paid to the informant/wife for each of the offences with the default clause that in default of payment for each of the offences, the convict is further directed to undergo S.I. for four months, arising out of Garhwa P.S. Case No. 270 of 2015 registered for the offence under Sections 379, 494, 498-A and 420 of the Indian Penal Code.

2. Learned counsel for the petitioner submits that the petitioner is the husband of the informant and in light of the modification made by the learned appellate court in the sentence, the sentence is only for one year and for grant of regular bail during the pendency of this petition, I.A.

No. 7919 of 2025 has been filed. He further submits that previously the petitioner was sent to judicial custody on 17.03.2023 and released on bail on 18.07.2023 and further petitioner was taken in the remand since 14.05.2025 and since then he is in judicial custody. He next submits that the petitioner has remained in custody for about nine months and the awarded sentence is one year. On these grounds, he submits that the petitioner may kindly be released on bail.

3. Learned A.P.P. appearing for the State submits that it transpires that the petitioner has remained in custody for about nine months and the awarded sentence is one year.

4. Considering that the matter is still pending before this court and further the petitioner has already remained in custody for about 9 months, whereas the awarded sentence is one year, the petitioner, named above, is directed to be released on regular bail, during the pendency of this petition, on furnishing bail bond of Rs.25,000/-(Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Garhwa, in connection with Garhwa P.S. Case No. 270 of 2015 corresponding to G.R. No. 1448 of 2015.

5. The aforementioned I.A. is allowed and disposed of.

6. In the meantime, call for the Trial Court Records.

(Sanjay Kumar Dwivedi, J.)

Dated:-09.10.2025

Amitesh/-